


<p style="text-align: center;">UNITED STATES DEPARTMENT OF AGRICULTURE ANIMAL AND PLANT HEALTH INSPECTION SERVICE</p> <div style="text-align: center;">  <p>OFFICIAL WARNING VIOLATION OF FEDERAL REGULATIONS</p> </div>	CASE NUMBER: TX140022-AC	
	VIOLATOR: Moody Gardens, Inc.	
	ADDRESS (<i>Street, City, State, ZIP Code</i>): Galveston, TX 77554	
<p>The U.S. Department of Agriculture has evidence that on or about the date(s) listed below, you or your organization committed the following violation(s) of Federal Regulations:</p> <p>Date of Violation: August 6, 2012 – November 19, 2013 9 C.F.R. § 3.106(b)(1) Water quality. Bacterial standards. The coliform bacteria count of the primary enclosure pool shall not exceed 1,000 MPN (most probable number) per 100 ml of water. Should a coliform bacterial count exceed 1,000 MPN, two subsequent samples may be taken at 48-hour intervals and averaged with the first sample. If such average count does not fall below 1,000 MPN, then the water in the pool shall be deemed unsatisfactory, and the condition must be corrected immediately.</p> <p style="padding-left: 40px;">On twenty-one days between August 6, 2012, and November 19, 2013, Moody Gardens, Inc. failed to maintain the coliform bacteria count in the primary enclosure pool below 1,000 MPN per 100 ml of water.</p> <p style="padding-left: 40px;">Moody Gardens, Inc. had unsatisfactory coliform bacterial levels on the following dates: 8/6/12 (2602 MPN), 8/20/12 (2382 MPN), 8/22/12 (9804 MPN), 9/4/12 (3488 MPN), 9/11/12 (2143 MPN), 3/25/13 (8164 MPN), 3/27/13 (1086 MPN), 4/23/13 (4884 MPN), 4/25/13 (4884 MPN), 5/21/13 (2755 MPN), 6/3/13 (5475 MPN), 7/8/13 (15531 MPN), 7/10/13 (4611 MPN), 7/12/13 (8664 MPN), 7/15/13 (24192 MPN), 9/16/13 (24192 MPN), 9/18/13 (24192 MPN), 9/24/13 (24192 MPN), 9/26/13 (4352 MPN), 10/21/13 (2755 MPN), and 11/19/13 (5475 MPN).</p>		
<p>The Animal and Plant Health Inspection Service (APHIS) created federal regulations to ensure the welfare of animals and help prevent the spread of animal and plant pests and diseases. Since violations of the regulations can have serious and costly impacts that are detrimental to the public interest, APHIS is providing you with an Official Warning for the violation(s) described above. Any further violation of these federal regulations may result in the assessment of a civil penalty, criminal prosecution, or other sanctions. If you have any questions concerning this Official Warning or violation(s), please contact the APHIS official listed in this notice.</p>		
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